

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CALLIDUS CAPITAL CORPORATION,

Plaintiff,

v.

HARVEY INDUSTRIES LLC, et al.,

Case No. 2:15-cv-10616

Hon. Robert H. Cleland

Mag. Judge Elizabeth A. Stafford

Defendants.

**STIPULATION FOR ENTRY OF ORDER
TERMINATING RECEIVERSHIP, DISCHARGING
RECEIVER, AND FOR OTHER RELIEF**

By the signatures of their counsel below, Callidus Capital Corporation, the Plaintiff herein, Harvey Industries LLC and Harvey Property Management LLC, the Defendants herein, stipulate to the entry of the Order Terminating Receivership, Discharging Receiver, and For Other Relief, attached hereto as Exhibit "A."

Stipulated and Agreed:

CALLIDUS CAPITAL CORPORATION

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**HARVEY INDUSTRIES LLC AND HARVEY
PROPERTY MANAGEMENT LLC**

By: /s/ Joseph Fischer (w/consent)
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Attorney for Plaintiff

Attorney for Defendants

STEVEN R. WYBO

By: /s/ Matthew E. Wilkins
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Attorneys for Receiver

Dated: March 17, 2016

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SOUTHERN DIVISION

CALLIDUS CAPITAL CORPORATION,

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Defendants.

**ORDER TERMINATING RECEIVERSHIP
AND DISCHARGING RECEIVER**

Steven R. Wybo, the appointed Receiver herein (the “Receiver”) has filed the Receiver’s Motion for Order Terminating Receivership, Discharging Receiver, and for Other Relief (the “Motion”).¹ Having read and considered the Motion, any timely filed objections, and other relevant pleadings in this action, the Court finds that good cause exists for the granting of the relief requested in the Motion. Accordingly, the Motion is granted, and it is ORDERED THAT:

A. The receivership over Defendants Harvey Industries LLC and Harvey Property Management is terminated.

B. The Receiver and all professionals employed by him are discharged of their duties and are released from all claims and causes of action of any kind and

¹ Capitalized terms not otherwise defined herein have the meanings ascribed to them in the Motion.

nature arising from or relating to their duties and services rendered in this receivership.

C. All persons and entities which may have held, or which currently hold, claims against the Defendants and/or the assets of Defendants are forever barred, estopped and permanently enjoined from asserting, prosecuting or otherwise pursuing such claims (i) against the Receiver, the Receivership Estate and the Purchasers, and (ii) against the assets of the Receiver, the Receivership Estate and the Purchasers.

D. This Court shall retain jurisdiction over any and all matters relating to the receivership.

S/Robert H. Cleland
ROBERT H. CLELAND
UNITED STATES DISTRICT JUDGE

Dated: March 29, 2016

I hereby certify that a copy of the foregoing document was mailed to counsel of record and/or pro se parties on this date, March 29, 2016, by electronic and/or ordinary mail.

S/Lisa Wagner
Case Manager and Deputy Clerk
(313) 234-5522